



JON S. CORZINE  
Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
State Board of Veterinary Medical Examiners  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



ZULIMA V. FARBER  
Attorney General

RECEIVED and FILED by the  
NEW JERSEY STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS  
on this date of: 8/14/06

KIMBERLY S. RICKETTS  
Director

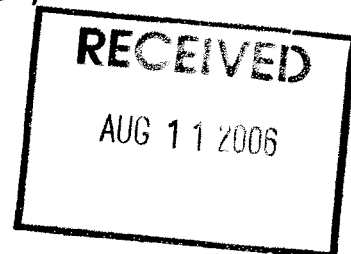
Mailing Address:  
P.O. Box 45020  
Newark, NJ 07101  
(973) 504-6500

July 14, 2006

### By Certified and Regular Mail

Richard Maus, D.V.M.  
Gregory Voronin, D.V.M.  
Westfield Veterinary Group & Wellness Center  
133 Gales Drive  
New Providence, New Jersey 07974

*Westfield Veterinary Group  
562 Springfield Ave  
Westfield, NJ 07090-1001*



Re: I/M/O RICHARD MAUS, D.V.M.  
I/M/O GREGORY VORONIN, D.V.M.  
"Zoe" Marat  
File Number: 04-072

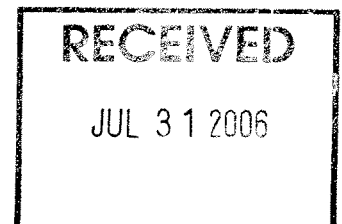
### Offer of Settlement In Lieu of Disciplinary Proceeding

Dear Dr. Maus and Dr. Voronin:

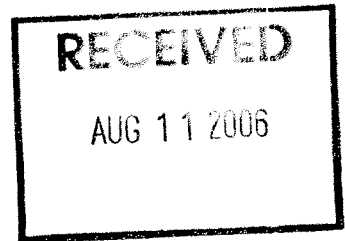
This letter is to advise you that the New Jersey State Board of Veterinary Medical Examiners (hereinafter referred to as the "Board") has had an opportunity to review information it received, filed by Pascal Marat, concerning the treatment which was rendered to his cat, "Zoe," between July 18, 2003 and August 6, 2003 and later on August 8, 2003.

Specifically, the information reviewed by the Board included, but is not limited to, the following documents:

1. A complaint filed by Pascal Marat with the Board's administrative office, on or about August 23, 2004, as well any and all attachments and exhibits;



2. An undated correspondence, received by the Board on or about September 20, 2004, from Dr. Richard Maus, as well as any and all attachments and exhibits;
3. An undated correspondence, received by the Board on September 20, 2004, from Dr. Gregory Voronin, DVM, as well as any and all attachments and exhibits; and
4. Medical Records of Zoe Marat.



The Board's review into this matter revealed that Zoe was being boarded at the New Providence facility from July 18, 2003 through August 6, 2003 in order to receive fluid treatments. When the cat was brought to the facility for boarding, the owner, Mr. Marat, provided the prescribed fluids along with instructions for the administration. When Zoe was returned home, she was, according to Mr. Marat, lethargic and blind, and the fluids were returned unused. Mr. Marat suspected that the fluids were never administered. Zoe's medical record contains an entry, dated August 6, 2003, explaining that the facility used its own fluids, at no cost to Mr. Marat, and returned the owner's unused fluids to him. According to information found in both the medical record and in your responses to the Board, Zoe was seen on August 8, 2003 by Dr. Gregory Voronin, who found retinal hemorrhages and evidence of hypertension and prescribed Amlodopine. The Board has concluded that there is insufficient cause to initiate disciplinary action against you regarding the actual veterinary medical care you provided to the cat.

However, in its review of this matter, the Board had the opportunity to review your submitted patient records regarding Zoe. The Board has preliminarily concluded that probable cause exists to support a finding that you violated the Veterinary Medicine Practice Act's accompanying regulations, administered by the Board, in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:44-4.9 in that the patient records you created and maintained relative to your care and treatment of Zoe failed to include necessary information required by N.J.A.C. 13:44-4.9. Specifically, the Board found that the records failed to contain information such as, but not limited to, detailed notations regarding the fluid treatments that were administered to Zoe while the cat was boarding at your facility, including, but not limited to, the amounts of fluids given during a single treatment and the specific time of any fluid administration. The Board

therefore preliminarily finds that your records violated the mandates of N.J.A.C. 13:44-4.9

N.J.A.C. 13:44-4.9(a) provides, in the relevant portion that:

A licensee shall maintain a separate patient record for each animal, herd or flock. All patient records shall accurately reflect the treatment or services rendered. Such records shall include at least the following information:

1. The name of the facility and identification of the treating licensee. If the patient is treated by anyone other than the licensee, the licensee shall ensure that the identity of the individual providing the service is indicated in the patient record and that the provider initials and dates each entry he or she makes on the patient record;
2. The name, address and telephone number of the owner of the animal;
3. Sufficient information to clearly identify the animal, herd or flock (for example, animal name or tattoo, breed or predominant breed species);
4. A history of the presenting problem;
5. All pertinent symptoms and signs observed;
6. Tests ordered or performed and the results thereof;
7. Conclusions and/or diagnosis;
8. The treatment or treatment plan prescribed, including a specific notation of any medications or modalities prescribed;
9. Such other notes or information so as to provide a clear statement of the patient's condition and the veterinary evaluation and response;
10. The name, initials or other identifying information to indicate the identity of the licensee or agent making the entry in the patient record; and
11. Copies of any consent forms signed by the owner or the owner's representative.

[N.J.A.C. 13:44-4.9(a); emphasis added].

At this juncture, the Board has determined that the above violation is sufficient to warrant the initiation of formal disciplinary proceedings against both of you. Notwithstanding that determination, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of disciplinary proceedings, should you consent to:

1. A formal reprimand for failing to adhere to the patient records requirements as enumerated in N.J.A.C. 13:44-4.9;
2. Cease and desist from further violations of the patient records rule, namely N.J.A.C. 13:44-4.9;
3. Pay a penalty, jointly, in the amount of \$1,000.00, which is to be paid immediately upon your signing of the acknowledgment at the bottom of this letter, for your violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:44-4.9.

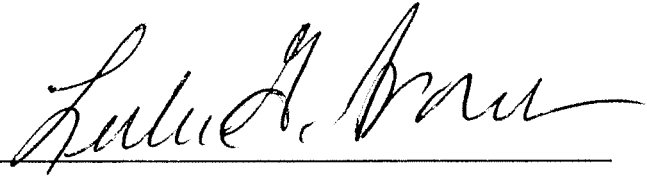
If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. In such event, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate disciplinary action. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than that herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an Order, requiring you to reimburse certain monies and/or requiring you to pay costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General Olga E. Bradford, who may be reached at (973) 648-3696.

If you elect to settle this matter presently, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of the appropriate enforcement action.

NEW JERSEY STATE BOARD OF  
VETERINARY MEDICAL EXAMINERS

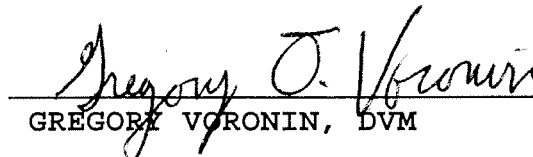
By: \_\_\_\_\_




LESLIE G. ARONSON  
Executive Director

ACKNOWLEDGMENT: I, **GREGORY VORONIN, DVM**, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to pay a penalty, jointly with **RICHARD MAUS, DVM**, in the total amount of **\$1,000.00**, which is to be paid upon our signing of this acknowledgment, for failing to comply with the patient records rule, contrary to N.J.A.C. 13:44-4.9.


\_\_\_\_\_  
GREGORY VORONIN, DVM



DATED: 8/9/06

ACKNOWLEDGMENT: I, **RICHARD MAUS, DVM**, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I  **GREGORY VORON, DVM** hereby agree to pay a penalty, jointly with ~~RICHARD MAUS, DVM~~, in the total amount of **\$1,000.00**, which is to be paid upon our signing of this acknowledgment, for failing to comply with the patient records rule, contrary to N.J.A.C. 13:44-4.9.

  
\_\_\_\_\_  
**RICHARD MAUS, DVM**

DATED: 

cc: Deputy Attorney General Olga E. Bradford